

REMARKS

Please reconsider the application in view of the above amendments and the following remarks. Applicant thanks the Examiner for indicating that claims 1-14 contain allowable subject matter.

Disposition of Claims

Claims 1-14, 40-43, and 55 are pending in the present patent application. Claims 1, 40, and 55 are independent. The remaining claims depend, either directly or indirectly, from claims 1 and 40.

Allowable Subject Matter

The Examiner indicated on page 6 of the Office Action mailed on June 24, 2005, that claims 1-14 contain allowable subject matter. Thus, independent claims 40 and 55 have been amended to include the allowable subject matter of independent claim 1. Specifically, independent claims 40 and 55 now recite "said smartcard being arranged to maintain a first series of memory zones containing the identities of respective broadcast suppliers and a second series of dynamically created memory zones, the memory zones in the second series each being labeled with the identity of a broadcast supplier and containing data including said decryption data used for the handling of received broadcast signals from the broadcast supplier." Thus, independent claims 40 and 55 are now in allowable form.

Rejections under 35 U.S.C. § 112

Claims 1-14 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. To the extent that this rejection may still apply to the amended claims, the rejection is respectfully traversed.

Claim 1 has been amended in accordance with the Examiner's suggestions. Specifically, the phrase "adapted to enable or control" has been amended to "enabling or controlling." Thus, claim 1 is no longer indefinite. Dependent claims 2-14 are no longer indefinite for at least the same reasons. Accordingly, withdrawal of this rejection is respectfully requested.

Double Patenting

Claims 40 and 53 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 26 of U.S. Patent No. 6,466,671. A terminal disclaimer complying with 37 CFR 1.321(c) has been submitted herewith per the Examiner's suggestion. Thus, withdrawal of this rejection is respectfully requested.

Rejections under 35 U.S.C. § 103

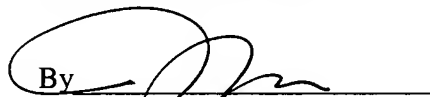
Claims 40-43 and 55 stand rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,144,663 ("Kudelski"). As noted above, independent claims 40 and 55 have been amended to include the allowable subject matter of independent claim 1. Thus, this rejection is now moot with respect to all of the pending claims. Accordingly, withdrawal of this rejection is respectfully requested.

Conclusion

Applicant believes this reply is fully responsive to all outstanding issues and places this application in condition for allowance. If this belief is incorrect, or other issues arise, the Examiner is encouraged to contact the undersigned or his associates at the telephone number listed below. Please apply any charges not covered, or any credits, to Deposit Account 50-0591 (Reference Number 11345.105002).

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Respectfully submitted,

By 

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